GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Housing Department - Establishment - A.P.State Housing Corporation Limited - Disciplinary action initiated against Smt.D.Seshu Kumari, former Deputy Executive Engineer, Bhadrachalam Division, Khammam District & presently working as Executive Engineer, APSHCL, Head Office, Vijayawada and (2) others on certain allegations in implementation of Housing Programme - Case disposed off by awarding the punishment of "Stoppage of (3) AGIs without cumulative effect besides Recovery of Rs.1,69,600/- with 12% interest" - Representation filed - Examined - Cancellation of punishment - Orders - Issued.

HOUSING (VC.A2) DEPARTMENT

G.O.Rt.No.**28**

Dated:10.05.2022.
Read the following:-

(1) Proceedings No.Vig(2)/1047/KHMM/01, Dated:11.08.2006 of the Managing Director, A.P.State Housing Corporation Limited.
(2) G.O.Rt.No.244, Housing (U&IAY.A2) Department, Dated:28.09.2010.
(3) G.O.Rt.No.78, Housing (U&IAY.A2) Department, Dated:11.04.2011.
(4) G.O.Rt.No.65, Housing (VC) Department, Dated:22.09.2020.
(5) Hon'ble High Court Orders Dated:03.11.2021 in W.P.No.10990/2021.
(6) G.O.Rt.No.14, Housing (VC.A2) Department, Dated:21.03.2022.
(7) Representation of Smt.D.Seshu Kumari, Executive Engineer, APSHCL, Head Office, Vijayawada, Dated:04.04.2022.

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ORDER:

In the reference first read above, the Managing Director, A.P.State Housing Corporation Limited, being the Disciplinary Authority, after following the due procedure as per rules, has disposed off the disciplinary action initiated against Smt.D.Seshu Kumari, former Deputy Executive Engineer, Bhadrachalam Division, Khammam District & presently working as Executive Engineer, APSHCL, Head Office, Vijayawada along with Sri G.Raja Rao, Assistant Engineer (Housing) (now Retired), Guntur District and Sri V.Ramulu, former Work Inspector (T)(Housing), Khammam District on the serious financial irregularities like Non-maintenance of prescribed records, Excess billing, Drawl of funds disproportionate to the work done in construction of P.T.G. (Primitive Tribal Group) Housing Colonies at Isunuru, Ippuru, Kotarigomu, Darapalli, Pocharam, Ketanuru and Kotturu Villages in V.R.Puram (Mandal), Bhadrachalam Division of Khammam District, by awarding the following punishments, respectively :-

Sl. No.	Name of the Individual	Punishment awarded
(1)	Smt.D.Seshu Kumari	Stoppage of (3) AGIs with cumulative effect besides recovery of Rs.1,69,600/- (20%) with 12% interest
(2)	Sri G.Raja Rao	Stoppage of (5) AGIs with cumulative effect besides recovery of Rs.2,54,400/- (30%) with 12% interest
(3)	Sri V.Ramulu	Stoppage of (5) AGIs with cumulative effect besides recovery of Rs.4,24,000/- (30%) with 12% interest

[P.T.O]

2) Whereas, in the G.Os 2nd & 3rd read above, after careful consideration of the Appeal Petition filed by Sri V.Ramulu, Work Inspector (T)(H), and taking into consideration the Judgment of the Hon'ble Court of Judicial Magistrate of First Class, Bhadrachalam in C.C.No.420 of 2006, in which the Accused (1) to (3) [i.e., (i) Smt.D.Seshu Kumari, Deputy Executive Engineer(H), (ii) Sri G.Raja Rao, Assistant Engineer(H), (iii) Sri V.Ramulu, Work Inspector(T)(H)] were acquitted from the Criminal Charges under benefit of doubt, Government have issued orders cancelling the punishment of 'Stoppage of (3) Annual Grade Increments without cumulative effect' apart from waiving of recovery of Rs.4,24,000/- imposed by the Managing Director, A.P.State Housing Corporation Limited, against Sri V.Ramulu, Work Inspector(T)(H).

3) And whereas, in the G.O. 4th read above, after careful consideration of the appeal petitions filed by (i) Smt.D.Seshu Kumari, Deputy Executive Engineer(H) and (ii) Sri G.Raja Rao, Assistant Engineer(H) and taking into consideration the resolution of the Board of A.P.State Housing Corporation Limited, Government have issued orders modifying the punishments imposed by the Managing Director, A.P.State Housing Corporation Limited against (i) Smt.D.Seshu Kumari, Dy.EE.(H) and (ii) Sri G.Raja Rao, A.E.(H) as detailed below :-

(i) Smt.D.Seshu Kumari, Dy.EE.(H): Modified the punishment of 'Stoppage of (3) AGIs with cumulative effect besides Recovery of Rs.1,69,600/- with 12% interest' to that of 'Stoppage of (3) AGIs without cumulative effect besides Recovery of Rs.1,69,600/- with 12% interest';

(ii) Sri G.Raja Rao, A.E.(H) (now Retired): Modified the punishment of 'Stoppage of (5) AGIs with cumulative effect besides Recovery of Rs.2,54,400/- with 12% interest' to that of 'Stoppage of (5) AGIs without cumulative effect besides Recovery of Rs.2,54,400/- with 12% interest'.

4) And whereas, in the G.O. 6th read above, after careful consideration of the matter and keeping in view the Orders dated 03.11.2021 of Hon'ble High Court in W.P.No.10990 of 2021 filed by Sri G.Raja Rao, Assistant Engineer (H) (now Retired); Government have issued orders cancelling the Government orders issued vide G.O. 4th read above in respect of Sri G.Raja Rao, Assistant Engineer (H) (now Retired) only, in which the punishment of 'Stoppage of (5) AGIs without cumulative effect besides Recovery of Rs.2,54,400/- with 12% interest' was imposed against the individual, on par with the relief awarded to the co-delinquent Sri V.Ramulu, former Work Inspector (T)(H) vide G.O.3rd read above and further ordered that, the individual is entitled to all consequential service benefits eligible to him, as per rules.

5) In the reference 7th read above, Smt.D.Seshu Kumari, former Deputy Executive Engineer, Bhadrachalam Division, Khammam District & presently working as Executive Engineer, APSHCL, Head Office, Vijayawada has requested to consider to cancel the punishment imposed against her vide reference 4th read above, on par with the relief awarded to the Co-Charged Officers Sri V.Ramulu, former Work Inspector (T)(H) and Sri G.Raja Rao, Assistant Engineer (H) (now Retired) involved in the case, in the interest of justice.

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6) After a detailed examination of the matter, Government have observed that the Charges framed against the (3) Charged Officers i.e., (1) Sri V.Ramulu, former Work Inspector (T)(H), (2) Sri G.Raja Rao, Assistant Engineer (H) (now Retired), (3) Smt.D.Seshu Kumari, former Deputy Executive Engineer, Bhadrachalam Division, Khammam District & presently working as Executive Engineer, APSHCL, Head Office, Vijayawada involved in this instant case are one & the same and all the Charged Officers were found guilty of the Charges. Hence, cancellation of punishment orders in respect of similarly placed two Charged Officers, and continuing the punishment orders on the remaining Charged Officer is contrary to the law and also denial of justice.

7) Government, after careful consideration of the entire matter and keeping in view the Orders issued vide references 3rd & 6th read above; have decided and hereby cancel the Government orders issued vide G.O. 4th read above in respect of Smt.D.Seshu Kumari, former Deputy Executive Engineer, Bhadrachalam Division, Khammam District & presently working as Executive Engineer, APSHCL, Head Office, Vijayawada also, in which the punishment of "Stoppage of (3) AGIs without cumulative effect besides Recovery of Rs.1,69,600/- with 12% interest" was imposed against the individual on the financial irregularities in execution of the Housing Programme at Bhadrachalam Division of Khammam District, on par with the relief awarded to the (2) Co-Charged Officers Sri V.Ramulu, former Work Inspector (T)(H), and Sri G.Raja Rao, Assistant Engineer (H) (now Retired) involved in the case. Consequent to cancellation of the punishment imposed against Smt.D.Seshu Kumari, former Deputy Executive Engineer, Bhadrachalam Division, Khammam District & presently working as Executive Engineer, APSHCL, Head Office, Vijayawada; the individual is entitled to all consequential service benefits eligible to her, as per rules.

8) The Managing Director, A.P.State Housing Corporation Limited shall take further necessary action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJAY JAIN
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Managing Director, A.P.State Housing Corporation Limited, Autonagar, Vijayawada.

Copy to:
The individual through the MD, APSHCL, Autonagar, Vijayawada.
The OSD to Hon'ble Minister (Housing).
Sf/Sc.

// FORWARDED :: BY ORDER //

P. Ganapathy.
SECTION OFFICER